

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE GENERAL SESSION OF THE INDIGENT HEARING
WEDNESDAY, JUNE 18, 2014
9:00 A.M.**

The Board of Ada County Commissioners (Board) met this date in Open Session in the Commissioners' Conference Room of the Ada County Courthouse Complex to act on the following items. Staff members present: Kelly Helland, Angela Watkins, Toni Hellman, Teresa Cook and Roxanna Dempsay, Indigent Services; Dave Logan, Operations; and Lorna Jorgensen, Claire Tardiff, Ray Chacko and Spencer Holmes, Prosecuting Attorney's Office. Minutes Recorder: Angel Dicus.

I. IN THE MATTER OF CALL TO ORDER:

Commissioner David L. Case called the meeting of the Ada County Commissioners to order at 9:04 a.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners David L. Case, Jim Tibbs and Rick Yzaguirre were present.

III. CHANGES TO THE AGENDA:

There were no changes to the agenda.

IV. UNFINISHED BUSINESS:

- Special Cases (*Tabled from 06-13-14*)
- 1110-032

ACTION: R. YZAGUIRRE MOVED TO REMOVE THE UNFINISHED BUSINESS FROM THE TABLE FOR CONSIDERATION TO BE HEARD WITH THE SPECIAL CASES AS ITEM VII 3(h). J. TIBBS SECONDED. R. YZAGUIRRE, AYE, J. TIBBS, AYE, AND D. CASE, AYE. THE MOTION CARRIED UNANIMOUSLY.

V. IN THE MATTER OF THE CONSENT AGENDA:

- Consent Agenda (*Authorize the Chairman to Sign the Appropriate Documents*)
 - a. 9 Matters to be Removed from the Table to be Heard - Exhibit "A"
 - b. 5 Final Decisions for Hearings from 5/22/14 - Exhibit "B"
 - c. 6 Final Decisions for Hearings from 5/27/14 - Exhibit "C"
 - d. 5 Final Decisions for Hearings from 6/4/14 - Exhibit "D"

ACTION: J. TIBBS MOVED TO APPROVE THE CONSENT AGENDA - NINE MATTERS TO BE REMOVED FROM THE TABLE TO BE HEARD AS LISTED ON EXHIBIT "A", FIVE FINAL DECISIONS FOR HEARINGS FROM 5/22/14 AS LISTED ON EXHIBIT "B"; SIX FINAL DECISIONS FOR HEARINGS FROM 5/27/14 AS LISTED ON EXHIBIT "C"; AND FIVE FINAL DECISIONS FOR HEARINGS FROM 6/4/14 AS LISTED ON EXHIBIT "D"; THAT SAID EXHIBITS REMAIN ON FILE IN THE COMMISSIONERS' OFFICE; AND AUTHORIZE THE CHAIRMAN TO SIGN THE APPROPRIATE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. J. TIBBS, AYE, R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED UNANIMOUSLY.

VI. IN THE MATTER OF EXECUTIVE SESSION:

ACTION: R. YZAGUIRRE MOVED TO ADJOURN INTO EXECUTIVE SESSION TO HEAR MEDICAL INDIGENCY APPLICATIONS WHICH, IN ACCORDANCE WITH IDAHO CODE § 31-874, ARE REQUIRED TO BE KEPT CONFIDENTIAL; AND THAT THE VOTE TO DO SO BE BY ROLL CALL. J. TIBBS SECONDED. R. YZAGUIRRE,

AYE, J. TIBBS, AYE, AND D. CASE, AYE. THE MOTION CARRIED UNANIMOUSLY.

VII. IN THE MATTER OF OPEN SESSION:

[R. Dempsay and T. Cook joined the hearing.]

After returning to Open Session, the following actions were taken:

1. Motion on Appeal Hearings (*Authorize the Chairman to Sign*)

ACTION: J. TIBBS MOVED TO TABLE CASE NO. 1404-064 TO JULY 30, 2014; CASE NO. 1404-056 TO AUGUST 6, 2014; CASE NOS. 1403-045 AND 1310-727 TO AUGUST 27, 2014; AND CASE NO. 1311-017 TO SEPTEMBER 24, 2014; TAKE ALL OTHER CASES UNDER 30 DAY ADVISEMENT, CLOSE THE RECORD ON THOSE CASES, EXCEPT ON THOSE CASES THAT THE BOARD HAS AUTHORIZED THE SUBMISSION OF ADDITIONAL DOCUMENTATION, WITH SUCH SUBMISSION TO BE MADE NO LATER THAN 5:00 PM FRIDAY, JUNE 20, 2014; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. J. TIBBS, AYE, R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED UNANIMOUSLY.

2. Weekly Indigent Items (*Authorize the Chairman to Sign*)

(9 Approvals; 35 Denials; 27 Liens; 26 Form N1 (UCC) Liens; 41 Releases of Lien; and 18 Releases of Form N1 (UCC) Liens)

[R. Dempsay and T. Cook were sworn in for testimony. D. Logan joined the hearing.]

R. Dempsay presented the weekly indigent report and submitted the indigent requests.

3. Special Cases (8) (*Authorize the Chairman to Sign*)

- a. 1404-087
- b. 52065
- c. 9303-59
- d. 1404-067
- e. 1105-079
- f. 0312-79
- g. #0809-005
- h. 1110-032

R. Dempsay presented the Staff reports for Case No. 1404-087, rescinding the initial determination of Approval to Denial; and Case No. 05065, a request to suspend the application.

T. Cook presented the Staff reports for Case Nos. 9303-59 and 1404-067, requests to amend Orders of Reimbursement; Case No. 1105-079, a request for subordination of lien; Case Nos. 0312-79 and 0809-005, settlement offers; and Case No. 1110-032 a request from the prosecutor's office to purchase home or wait for Trustee Sale.

R. Chacko presented testimony.

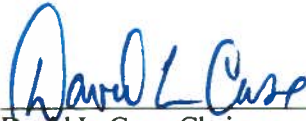
D. Logan presented testimony.

ACTION: R. YZAGUIRRE MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED JUNE 18, 2014, FOR 9 APPROVALS; 35 DENIALS; 27 LIENS; 26 FORM N1 (UCC) LIENS; 41 RELEASES OF LIEN; AND 18 RELEASES OF FORM N1

(UCC) LIENS; RESCIND THE INITIAL DETERMINATION OF APPROVAL AND ENTER A DENIAL FOR CASE NO. 1404-087; APPROVE THE ORDER OF SUSPENSION FOR CASE NO. 52065; APPROVE THE ORDER OF REIMBURSEMENT FOR CASE NO. 9303-59; DENY THE REQUESTED CHANGE IN THE ORDER OF REIMBURSEMENT FOR CASE NO. 1404-067; APPROVE THE SUBORDINATION OF LIEN FOR CASE NO. 1105-079; DENY THE SETTLEMENT OFFER FOR CASE NOS. 0312-79 AND 0809-005; AND REQUEST THE PROSECUTOR'S OFFICE MONITOR CASE NO. 1110-032 FOR POSSIBLE COUNTY PURCHASE; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. J. TIBBS SECONDED. R. YZAGUIRRE, AYE, J. TIBBS, AYE, AND D. CASE, AYE. THE MOTION CARRIED UNANIMOUSLY.

VIII. IN THE MATTER OF RECESS:

There being no further business to come before the Board at this time, the meeting was recessed at approximately 11:10 a.m.



David L. Case, Chairman

ATTEST:



Christopher D. Rich, Ada County Clerk
by Phil McGrane, Chief Deputy